

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

Jean H. McClendon,

Plaintiff,

v.

Nashville Senior Care, LLC d/b/a McKendree
Village; Nashville Healthcare Investors, LLC

Defendants.

Cause No. 3:13cv1036
William Haynes, Jr.
Jury Demanded

ON 3A
This motion
is GRANTED
Fed R. Civ. P. 15(a)
Lull
REH
7-25-14

PLAINTIFF'S MOTION FOR LEAVE TO FILE AN AMENDED COMPLAINT
TO ADD STUART E. SMITH, M.D. AND BRYN SOUTHARDS, P.A. AS PARTY
DEFENDANTS

COMES NOW Plaintiff, Jean McClendon, by and through counsel of record, Jehl Law Group, PLLC, and pursuant to Rule 15 of the Federal Rules of Civil Procedure and respectfully moves the Court for leave to file her first *Amended Complaint* to add Stuart E. Smith, M.D. and Bryn Southards, P.A. as party defendants in this action based on Nashville Senior Care, LLC's and Nashville Healthcare Investors, LLC's (hereinafter referred to as "Nursing Home Defendants") allegations of comparative fault. A copy of Plaintiff's proposed *Amended Complaint* is attached hereto as **Exhibit A**. As grounds for this *Motion*, Plaintiff would respectfully show as follows:

1. On July 9, 2014, Nursing Home Defendants filed their *First Amended Answer* to *Complaint* wherein they amended their original answer to add two (2) additional affirmative defenses in order to aver for the first time the